

*Kelly Conrad Green II v
Corizon Health, Inc., et al.*

*Jacob Pleich
January 28, 2014*



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UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
EUGENE DIVISION

KELLY CONRAD GREEN II, an)
individual, by and through his)
guardian ad litem Derek)
Johnson,)
Plaintiff,)
v.) No.6:13CV01855-TC
CORIZON HEALTH, INC., a)
Tennessee Corporation; et al.,)
Defendants.)

DEPOSITION OF JACOB PLEICH

January 28th, 2014

Tuesday

9:38 A.M.

THE VIDEOTAPED DEPOSITION OF JACOB PLEICH
was taken at CC Reporting & Videoconferencing, 172
East 8th Avenue, Eugene, Oregon, before Deborah M.
Bonds, CSR-RPR, Certified Shorthand Reporter in and
for the State of Oregon.

(continued)

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EUGENE 541/485-0111

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<p style="text-align: right;">Page 17</p> <p>1 Q. What type of political things?</p> <p>2 A. A lot of in-fighting and backstabbing and</p> <p>3 things of that nature. I was just there to try to</p> <p>4 take care of my patients, and there was a lot of</p> <p>5 kind of jockeying for leadership positions, things</p> <p>6 of that nature.</p> <p>7 Q. You left there in 2011?</p> <p>8 A. Correct. December 2011.</p> <p>9 Q. So what was your next job?</p> <p>10 A. I was actually unemployed for six months.</p> <p>11 During that time I was actually pursuing and</p> <p>12 training towards becoming a pharmaceutical sales</p> <p>13 representative because I had lots of interactions</p> <p>14 with drug reps that came into our facility to talk</p> <p>15 about new medications for our patients. And at the</p> <p>16 time I thought that that might be a way to provide</p> <p>17 better for my family, so I was doing lots of job</p> <p>18 interviewing, job shadowing, training with folks</p> <p>19 that had done it for years and years.</p> <p>20 And I also -- for three of those months I</p> <p>21 was working with my father who was -- who is a</p> <p>22 contractor building a new building in Tangent,</p> <p>23 Oregon, which was a federal agriculture building.</p> <p>24 Q. Did you voluntarily leave South Lane or</p> <p>25 were you terminated?</p>	<p style="text-align: right;">Page 19</p> <p>1 A. I have no idea.</p> <p>2 Q. And who was the other supervisor who made</p> <p>3 the inflammatory statements?</p> <p>4 A. Oh, man. I'm trying to remember her name.</p> <p>5 The executive director's name was Tom Wheeler. I</p> <p>6 remember him, but I don't remember the other</p> <p>7 supervisor's name.</p> <p>8 Q. Tom Wheeler?</p> <p>9 A. Uh-huh.</p> <p>10 Q. And did he ask you to leave?</p> <p>11 A. He did.</p> <p>12 Q. And is he still there, to your knowledge?</p> <p>13 A. I believe so.</p> <p>14 Q. Did you discuss any of this with Corizon</p> <p>15 before going to work for Corizon?</p> <p>16 A. Yes.</p> <p>17 Q. Who did you talk to about this?</p> <p>18 A. The folks that interviewed me and offered</p> <p>19 me the job.</p> <p>20 Q. Do you remember who that was?</p> <p>21 A. That would be Jeremy Legg, who is no</p> <p>22 longer with Corizon.</p> <p>23 Q. Where is he now?</p> <p>24 A. I don't -- I don't know.</p> <p>25 Q. Do you know why he's no longer with</p>
<p style="text-align: right;">Page 18</p> <p>1 A. I was terminated.</p> <p>2 Q. And what was the reason given for your</p> <p>3 termination?</p> <p>4 A. The reason was that they didn't feel like</p> <p>5 I was a good fit anymore.</p> <p>6 Q. What does that mean, not a good fit?</p> <p>7 A. They felt like I had certain personality</p> <p>8 attributes that were not conducive to the position</p> <p>9 anymore.</p> <p>10 Q. What attributes are those?</p> <p>11 A. They felt like I was too opinionated.</p> <p>12 There were things that they said that were very</p> <p>13 inflammatory that I never really agreed with.</p> <p>14 Q. Like what?</p> <p>15 A. They said that I was condescending. They</p> <p>16 said that I was arrogant. And this was just coming</p> <p>17 from two supervisors that really didn't interact</p> <p>18 with me hardly ever but because of my supervisor not</p> <p>19 really liking me, that was what was basically passed</p> <p>20 along to them.</p> <p>21 Q. Who were those supervisors, please?</p> <p>22 A. My immediate supervisor, his name was</p> <p>23 Andrew Buck, B-u-c-k.</p> <p>24 Q. To your knowledge, is Mr. Buck still at</p> <p>25 South Lane?</p>	<p style="text-align: right;">Page 20</p> <p>1 Corizon?</p> <p>2 A. He lives in Tennessee and was always on</p> <p>3 the road. And from what I've heard, he chose to go</p> <p>4 elsewhere to be closer to his family, his wife and</p> <p>5 young children.</p> <p>6 Q. Okay. So at some point in time you were</p> <p>7 interviewed by Mr. Legg before you were offered the</p> <p>8 job?</p> <p>9 A. Absolutely.</p> <p>10 Q. Is he -- is he the person who actually</p> <p>11 offered you the job?</p> <p>12 A. Yes.</p> <p>13 Q. Okay. Do you remember, did anybody else</p> <p>14 interview you?</p> <p>15 A. Another gentleman named Stevens. Why</p> <p>16 can't I remember his last name? Stevens Hyppolite.</p> <p>17 There we go. Just popped in my head.</p> <p>18 Q. And what was his position in the company,</p> <p>19 do you know?</p> <p>20 A. He was the regional manager, I believe,</p> <p>21 and then Jeremy was his immediate supervisor. So</p> <p>22 Stevens was filling in as the role of my supervisor</p> <p>23 for several months until they could find an actual</p> <p>24 supervisor at Corizon where I work currently.</p> <p>25 (Deposition Exhibit No. 63)</p>

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<p style="text-align: right;">Page 25</p> <p>1 judge actually that I interacted with in the jail 2 and asked me to be a part of this kind of team that 3 she was putting together. And Corizon paid me to be 4 a part of those meetings. 5 Q. So that happened after you started work? 6 A. Yes. 7 Q. So let me see if I can put that in a 8 sentence that I'm comfortable with. If I'm wrong in 9 any implication, please tell me. 10 A. Sure. 11 Q. After you went to work for Corizon, 12 Corizon asked you to be a part of a task force that 13 was being organized by a Lane County judge to look 14 into the issue of mentally ill folks being housed in 15 the jail? 16 A. The last part of that would be true. I 17 would say that Corizon didn't ask me to be a part of 18 the task force. Corizon encouraged my 19 participation. I asked -- the judge asked me to be 20 a part of the team. 21 Q. Okay. 22 A. And Corizon endorsed that. They paid for 23 me to be part of those meetings for one hour a 24 month. 25 Q. And what was the name -- what's the</p>	<p style="text-align: right;">Page 27</p> <p>1 A. Uh-huh. 2 Q. And are you involved in this diversion 3 program? 4 A. Not at this point. 5 Q. So but has a report of any sort been 6 issued or findings or any kind of public document? 7 A. I'm not aware of it yet. 8 Q. Okay. Does anybody take minutes at these 9 meetings? 10 A. They do. 11 Q. And do you know who it is that takes the 12 minutes? 13 A. I don't. 14 Q. And is the chairman of the -- of the task 15 force the judge? 16 A. No. 17 Q. Who is the chairman? 18 A. Katharine Schneider, who is the director 19 of Lane County Mental Health. 20 Q. All right. Going back now to the 21 beginning again -- 22 A. Sure. 23 Q. -- when did you get offered the position 24 at Corizon? 25 A. I believe it would have been around the</p>
<p style="text-align: right;">Page 26</p> <p>1 judge's name? 2 A. Judge Mary Mora. 3 Q. M-o-r-a? 4 A. I believe so. 5 Q. And is she a circuit court judge? 6 A. She's a municipal court -- Eugene 7 Municipal Court judge. She was -- 8 Q. What was the name of the task force? 9 A. It just became the Mental Health Summit. 10 It was just a -- they called it a summit that would 11 meet once a month that involved different agencies, 12 Lane County Mental Health, local law enforcements, 13 community-based shelters, different mental health 14 agencies within the -- within the area. 15 Q. When did it start, approximately? 16 A. Oh, boy. I couldn't say with certainty. 17 It's been over a year though. 18 Q. Did it start after Mr. Green was injured, 19 after February of 2013? 20 A. I don't remember exactly. 21 Q. Has any report or findings been issued by 22 your task force? 23 A. Well, they did just receive a \$500,000 24 grant to do a jail diversion program. 25 Q. The task force did?</p>	<p style="text-align: right;">Page 28</p> <p>1 22nd of June 2012 because I know my first day was 2 the 29th of June 2012 -- 3 Q. Okay. 4 A. -- which was the first day. 5 Q. And what was your starting pay? 6 A. \$25 an hour. 7 Q. Were any promises made to you regarding 8 raises or bonuses or extra pay that you would be 9 able to earn? 10 A. They did say that if Corizon became -- or 11 if overtime became necessary, that that would be 12 something that obviously had to be approved, but 13 that they would pay for, and that Corizon had step 14 -- certain step advancements that I could expect. 15 Q. When you started work at Corizon, was it 16 full time or part time? 17 A. Full time. 18 Q. And did you consider yourself an employee 19 of Corizon? 20 A. Absolutely. 21 Q. Did you have any kind of employment 22 agreement with Corizon that was in writing? 23 A. I believe so. 24 MR. ROSENTHAL: (To Mr. Devlin) Have 25 we seen anything like that?</p>

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<p style="text-align: right;">Page 37</p> <p>1 clinic, doing the initial interviews, gathering 2 medical records pertinent to diagnoses, medication 3 history, those types of things, and then reviewing 4 those patients with him before he saw them in the 5 clinic. 6 Q. Has that changed, that relationship? 7 A. It has changed. Andrea is now responsible 8 for the clinic. 9 Q. Okay. Say his name again. 10 A. Victor Richenstein. 11 Q. Richenstein. So in February of 2013, how 12 many hours a week would Dr. Richenstein come into 13 the jail? 14 A. I'm sorry. I answered that currently. 15 Currently Dr. Richenstein is our psychiatrist. In 16 February of 2013 Dr. Wendy, W-e-n-d-y, Saville, 17 S-a-v-i-l-l-e -- I believe -- she was our 18 psychiatrist. And she came in every Monday for four 19 hours. 20 Q. In your opinion, was that an adequate 21 amount of psychiatric coverage in the jail? 22 A. No. 23 Q. What do you base that on? 24 A. I base that on the high concentration of 25 mentally ill folks we have in our community and also</p>	<p style="text-align: right;">Page 39</p> <p>1 A. She was very much in favor of trying to 2 figure out how to increase those hours. 3 Unfortunately, at the time the contractual 4 obligation was only four hours. So she was kind of 5 handcuffed in that regard. 6 Q. And -- but the previous HSA, Mr. Dearling, 7 did you have a similar conversation -- 8 A. Yes, I did. 9 Q. -- or conversations? 10 A. Uh-huh. 11 Q. And what was his response? 12 A. He agreed with me, but he was -- to be 13 honest, he was a bit overwhelmed in his position. 14 Q. Well, why do you say that? 15 A. Well, he -- he was a nurse, so he was 16 qualified in that sense, but I believe that he had a 17 lot on his plate trying to just understand his 18 position and navigate the staffing issues and things 19 like that. So unfortunately, the mental health 20 piece kind of didn't get as much attention. 21 Q. Did you do any study or research on jail 22 mental health issues before going to work at 23 Corizon? 24 A. Yes. 25 Q. Tell me about that. What did you do to</p>
<p style="text-align: right;">Page 38</p> <p>1 the high concentration of mentally ill patients that 2 we serve that come into our jail. 3 Q. Did you take that matter -- did you 4 discuss your opinion that there was insufficient 5 psychiatric coverage with anyone at Corizon prior to 6 February of 2013? 7 A. Absolutely. 8 Q. Who did you talk to? 9 A. I spoke to the HSAs that we had at the 10 time. I say HSAs plural because we had an 11 additional one. 12 Q. That was Mr. Dearling or Darling? 13 A. Yes. David Dearling. 14 Q. And then he left and Ms. Thomas did it for 15 a while. 16 A. Correct. 17 Q. And then Mr. Mishler did it. 18 A. Correct. 19 Q. So in February of 2013 Ms. Thomas was the 20 HSA? 21 A. Correct. 22 Q. Did you discuss this issue with 23 Ms. Thomas? 24 A. Absolutely. 25 Q. And what was her response?</p>	<p style="text-align: right;">Page 40</p> <p>1 prepare yourself? 2 A. Well, because the majority of my job was 3 going to center around crisis intervention, suicide 4 prevention, those types of things, I did a lot of 5 research around suicide rates, and suicide risk and 6 risk factors, in both prison and jail settings. 7 Q. Did you take a look at any of the national 8 standards that have been issued regarding mental 9 health care in correctional facilities? 10 A. I did. And we also have received quite a 11 bit of testing and training around those issues. 12 Corizon does very consistent periodic trainings 13 where all staff have to be trained in suicide 14 prevention and suicide risk factors and such. 15 Q. Did you -- in your research and in your 16 training, leading up to beginning your work at 17 Corizon in the first few months of your work at 18 Corizon, did you come upon any statistics regarding 19 what the national average is for the number of 20 people -- for the percentage of folks in jail that 21 have serious mental illness, what the ratio is? In 22 other words, is it one out of ten or is it two out 23 of ten? 24 A. I did. I couldn't say with a hundred 25 percent accuracy what those numbers were, but I do</p>

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<p style="text-align: right;">Page 45</p> <p>1 lawyer asked you to do, you could pull out from your 2 email collection? 3 A. If they're still there, yeah. 4 MR. ROSENTHAL: Could you mark that 5 spot, please. 6 BY MR. ROSENTHAL: 7 Q. So our conversation about your concerns, I 8 kind of began it by asking whether you thought there 9 was sufficient psychiatric coverage. Let me kind of 10 back up. Did you also have concerns that there was 11 insufficient mental health counselor resources? In 12 other words, did you think you had too much to do? 13 A. I did. 14 Q. And did you ever try to quantify that in 15 any way? In other words, did you ever say to 16 anybody, you know, "I've got 20 percent too many 17 patients" or "50 percent too many patients," 18 anything like that? 19 A. I don't know if I ever quantified it. I 20 do keep statistics. And I do know from having 21 talked to the folks that worked with the County 22 previously in the same position as I, that I was 23 seeing far more patients than them. And I believe 24 that I made that fairly clear to supervisory folks 25 within Corizon. And that's why they started moving</p>	<p style="text-align: right;">Page 47</p> <p>1 A. Correct. 2 Q. Did you speak with anybody about this 3 problem who was a Lane County employee as opposed to 4 a Corizon employee? 5 A. I don't believe so. I tried to -- I tried 6 to honor the relationship that I had with 7 supervisory staff and not draw them into politics. 8 Q. And you said you had talked with people 9 that had your position prior to Corizon -- 10 A. Uh-huh. 11 Q. -- having the contract. Who was that that 12 you talked to? 13 A. I had a couple conversations with Richard 14 Klotz. 15 Q. K or C? How do you spell it? 16 A. Klotz K-l-o-t-z, I believe. 17 Q. And is he a master's mental health 18 professional like yourself? 19 A. Correct. 20 Q. And he had a similar job when -- 21 A. He had the same exact job. 22 Q. And had he -- to your knowledge, did he 23 want to stay on when Corizon -- 24 A. They offered him the position and he 25 respectfully turned it down.</p>
<p style="text-align: right;">Page 46</p> <p>1 finally to help me bring in more mental health 2 staff. 3 Q. Was this a problem that was apparent to 4 you within a few weeks of starting at Corizon? 5 A. Well, the first few weeks of starting at 6 Corizon, I was just trying to figure out how to do 7 my job correctly -- 8 Q. Okay. 9 A. -- and what the parameters were. 10 Q. So let me ask you this: By the end of 11 2012, was it your opinion that you had too many 12 folks to take care of? 13 A. I believe so. 14 Q. And when you had these conversation that 15 you've been generally discussing with your HSAs or 16 with Mr. Hyppolite or Mr. Legg, were you talking 17 about your workload as well as the psychiatric piece 18 of it? 19 A. Yes. 20 Q. Okay. So if I was going to try to 21 summarize this part of our discussion, from at least 22 the end of 2012, you were having conversations with 23 your supervisors about the amount of resources 24 available for mental health issues in the Lane 25 County Jail.</p>	<p style="text-align: right;">Page 48</p> <p>1 Q. Did he tell you why he turned it down? 2 A. Because he wanted to continue with his 3 county benefits and so he went over to Lane County 4 Mental Health. 5 Q. Let me ask you this: Are there any fringe 6 benefits with Corizon? Do they -- what fringe 7 benefits do you get as a Corizon employee? 8 A. I get health and dental and vision. I am 9 a pretty healthy guy so I don't utilize those a lot, 10 but it's nice to know that I only have copayments 11 instead of having them come out of pocket for basic 12 things or if there's an emergency. Other than that, 13 it's the paid time off and honestly just job 14 security, knowing that I have a -- I have a job. 15 Q. And is there a retirement plan? 16 A. There is. I don't participate in it 17 because I, frankly, can't afford to. 18 Q. In other words, would it come out of your 19 salary? 20 A. Correct. 21 Q. Okay. So Mr. Klotz felt that he -- it was 22 better financially for him to stay with the County? 23 A. Correct. 24 Q. So but you talked with Mr. Klotz about 25 staffing issues?</p>

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<p style="text-align: right;">Page 49</p> <p>1 A. I -- I asked him generic questions about 2 how many people he would see when he was doing his 3 job. 4 Q. And how many people was he seeing? 5 A. He said he would see about five or six a 6 day. 7 Q. And how many were you expected to see? 8 A. There wasn't an expectation other than 9 what I placed on myself, but I was seeing, on 10 average, 10 to 12 people a day. 11 Q. Did you work overtime? 12 A. Sometimes, yes. 13 Q. Did Corizon -- did you have to get 14 preapproval to work overtime? 15 A. At the time, no. 16 Q. So how often -- in early 2013, January, 17 February 2013, how much overtime were you working? 18 A. During the regular week, I would maybe 19 work only an hour or two. If I received a phone 20 call, and I was on call and had to come into the 21 jail, then it would be an extra hour or two to come 22 in and deal with a situation. 23 Q. I want to switch topics with you now and 24 talk generally about intake mental health screening. 25 A. Sure.</p>	<p style="text-align: right;">Page 51</p> <p>1 writing a note to myself. 2 So is what you've just described the 3 process whereby somebody might be refused entry into 4 the jail -- 5 A. Correct. 6 Q. -- or are you talking about something 7 different from that? 8 A. Correct. Yes. They could be refused 9 entry into the jail. 10 Q. And how was that -- who was making that 11 determination? Was that the sheriff's office, the 12 booking folks, or was that Corizon folks? 13 A. Sometimes it's -- I'm not -- I'm not -- I 14 can't speak knowledgeably about the County or law 15 enforcement's part of it, but I do know that medical 16 has a huge part in the responsibility of saying, 17 "This person cannot be medically cleared to come 18 into our facility right now." 19 Q. Have you ever been asked to do a mental 20 health examination of someone as part of the 21 decision about whether or not to even admit them 22 into the jail? 23 A. No. 24 Q. You've never been asked to do that? 25 A. Never. Never.</p>
<p style="text-align: right;">Page 50</p> <p>1 Q. What was your general -- well, I guess 2 "general" isn't the right word. 3 What was your understanding in January, 4 February of 2013 as to whether or not there would be 5 any intake mental health screening? 6 A. I think the answer to it as concisely as 7 possible, the intake screening on a mental health 8 basis was after the medical screened the patient. 9 So if I could just take you briefly through the 10 process, folks come into prebook, which is usually 11 where the arresting officer brings them in and talks 12 about their charges. 13 If there's a medical emergency or if 14 there's some kind of outstanding medical issue, 15 before they're actually brought into booking, which 16 then they became the County's inmate at that point, 17 medical staff is notified and they come out to 18 prebook to either clear them medically or to send 19 them to the hospital to get cleared and then come 20 back to our facility. 21 Q. All right. Let me stop you for a 22 second -- 23 A. Yeah. 24 Q. Because I want to -- I'm going to lose my 25 train of thought here. Just give me a second. I'm</p>	<p style="text-align: right;">Page 52</p> <p>1 Q. To your knowledge, is the psychiatrist who 2 works with Corizon asked to do something like that? 3 A. Never. 4 Q. Okay. So if the person coming into the 5 jail has a -- I'm saying that wrong. 6 If a person who's arrested who the police 7 want to bring to jail has a serious mental health 8 problem, who is the -- who does the screening to 9 decide whether or not to let them into the jail? 10 A. No one does. 11 Q. Okay. So I could interpret that two ways. 12 I want to know what you mean. 13 A. Sure. 14 Q. Does that mean that they are lodged anyway 15 or does it mean that some -- 16 A. That means unless there's a medical reason 17 why they cannot be lodged, folks with mental illness 18 of all kinds will still be coming into our doors. 19 Q. Okay. And have you talked about this 20 issue with your supervisors? 21 A. Not that particular issue, no. 22 (Discussion out of the hearing of the 23 reporter.) 24 MR. DEVLIN: 13. 25 MR. ROSENTHAL: 13?</p>

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<p style="text-align: right;">Page 65</p> <p>1 Q. No.</p> <p>2 A. So I'm not familiar with that.</p> <p>3 Q. Okay.</p> <p>4 A. But I wanted to clarify something about</p> <p>5 medical staff being called to prebook. They're not</p> <p>6 in prebook. They're not always out there in the</p> <p>7 booking area.</p> <p>8 Q. I don't understand what you mean by that.</p> <p>9 I just don't understand your terminology.</p> <p>10 A. Okay. So when I was referring to medical</p> <p>11 being a big part of the screening process to whether</p> <p>12 or not people came into the jail, I wanted to</p> <p>13 clarify that medical has to be called to the prebook</p> <p>14 and book-in area. They're not established in that</p> <p>15 area. They're back in the clinic. So I just wanted</p> <p>16 to make sure that was -- that was clear.</p> <p>17 Q. Okay. To your knowledge -- well, have you</p> <p>18 ever been asked to provide any training to the</p> <p>19 booking people about suicide assessment?</p> <p>20 A. No.</p> <p>21 Q. Is that a matter that has been discussed</p> <p>22 at all with you and the Corizon staff?</p> <p>23 A. I have asked that over time they would be</p> <p>24 open to the idea of me trying to provide more</p> <p>25 training for staff, both medical and security staff.</p>	<p style="text-align: right;">Page 67</p> <p>1 but I always think that training is -- you can never</p> <p>2 have enough training.</p> <p>3 BY MR. ROSENTHAL:</p> <p>4 Q. In your understanding and experience of</p> <p>5 jail populations, is the first 24 or 48 hours the</p> <p>6 time period where there's the highest risk of an</p> <p>7 inmate committing -- attempting to commit suicide?</p> <p>8 A. Absolutely.</p> <p>9 Q. What's your understanding of that time</p> <p>10 frame where the highest risk is placed?</p> <p>11 A. The first 48 hours.</p> <p>12 Q. And what is your understanding of what the</p> <p>13 other great -- you know, what are the other big risk</p> <p>14 factors for new inmate committing -- attempting to</p> <p>15 commit suicide?</p> <p>16 A. Some of them are -- and I'm not</p> <p>17 necessarily saying them in order of importance, but</p> <p>18 the ones that I remember are definitely depression,</p> <p>19 depressed mood, history of major mental illness,</p> <p>20 previous suicide attempts is one of the very few,</p> <p>21 you know, statistics that we have to even begin to</p> <p>22 project whether or not someone is going to attempt</p> <p>23 to suicide again, and also first time in custody.</p> <p>24 Folks that have been in custody for the first time</p> <p>25 have a higher percentage of attempting suicide in</p>
<p style="text-align: right;">Page 66</p> <p>1 I do know that the --</p> <p>2 Q. Who did you -- who did you ask that -- who</p> <p>3 did you have that discussion with?</p> <p>4 A. I don't remember specifically. It would</p> <p>5 have been a supervisor.</p> <p>6 Q. It would have been a Corizon person?</p> <p>7 A. Correct.</p> <p>8 Q. Okay. So and I interrupted you. I'm</p> <p>9 sorry.</p> <p>10 A. That's fine. I do know that both Corizon</p> <p>11 and Lane County Sheriff's Office offer those kinds</p> <p>12 of trainings over the computer for their employees</p> <p>13 on an annual basis that everyone is required to</p> <p>14 take.</p> <p>15 Q. Have you felt that that was really not</p> <p>16 adequate, that they needed some -- some one on --</p> <p>17 some training directly from a mental health</p> <p>18 professional?</p> <p>19 MR. DAIGLE: Object to the form.</p> <p>20 A. I -- I always think that more training is</p> <p>21 beneficial. I also know that there's exceptional</p> <p>22 amount of experience that the deputies have -- you</p> <p>23 know, the folks that are working in the jail have</p> <p>24 been there for years and years and years, and so I</p> <p>25 don't not trust their judgment with a lot of things,</p>	<p style="text-align: right;">Page 68</p> <p>1 those first 48 hours than folks that have maybe come</p> <p>2 and gone from jail a lot.</p> <p>3 Q. What about if someone is having a</p> <p>4 psychotic episode?</p> <p>5 A. That I'm not as familiar with. You know,</p> <p>6 we have people that come in that are psychotic all</p> <p>7 the time that never try to kill themselves.</p> <p>8 Q. What about if the person has made comments</p> <p>9 within a short time period before being admitted to</p> <p>10 jail that they were thinking of committing suicide?</p> <p>11 Does that increase their risk?</p> <p>12 A. I couldn't say with certainty.</p> <p>13 Q. Tell me about what your relationship was</p> <p>14 in 2013 with the psychiatrist -- you told us the</p> <p>15 name and I forgot.</p> <p>16 A. Dr. Wendy Saville.</p> <p>17 Q. Saville.</p> <p>18 A. Correct.</p> <p>19 Q. Did you and Dr. Saville have a regular</p> <p>20 meeting time where you would discuss cases?</p> <p>21 A. She came in, like I said before, on</p> <p>22 Mondays generally in the morning if I remember</p> <p>23 correctly. And I would have her clinic prepared for</p> <p>24 her, all the files pulled that she was going to --</p> <p>25 people she was going to see, and then I would sit</p>

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<p style="text-align: right;">Page 85</p> <p>1 Q. Was that Mr. Burnette?</p> <p>2 A. I believe so. I don't remember exactly.</p> <p>3 Q. So what do you remember about that</p> <p>4 encounter with -- with Sheriff Burnette?</p> <p>5 A. I remember him asking me to kind of see --</p> <p>6 to kind of check in with Mr. Green, to see how he</p> <p>7 was doing. And I think he might have mentioned</p> <p>8 something about the fact that he was refusing to put</p> <p>9 his blanket over him and to cover up. That's --</p> <p>10 that's kind of about all I remember from that</p> <p>11 interaction.</p> <p>12 Q. Is that one of the ways that was normal</p> <p>13 for you to be given heads up to see somebody?</p> <p>14 A. It was a little bit different situation in</p> <p>15 the sense that Mr. Green had a pretty major</p> <p>16 incident, obviously, prior to that. And I believe</p> <p>17 they were concerned about his -- not only his mental</p> <p>18 state, but whether or not -- I believe at the time</p> <p>19 they were trying to determine what they were going</p> <p>20 to do with him medically.</p> <p>21 I'm not a medical professional. They</p> <p>22 didn't call me for a medical observation, but they</p> <p>23 were trying to figure out if this was Mr. Green</p> <p>24 feigning paralysis or if they really needed to get</p> <p>25 him out.</p>	<p style="text-align: right;">Page 87</p> <p>1 Q. Was it a Corizon person?</p> <p>2 A. It would have either been probably a</p> <p>3 security sergeant with the jail or it would have</p> <p>4 been a medical person.</p> <p>5 Q. All right. And in that initial phone call</p> <p>6 were you told that Mr. Green had put his head down</p> <p>7 and run into a wall?</p> <p>8 A. Correct.</p> <p>9 Q. And that he had been taken by wheelchair</p> <p>10 from the courtroom?</p> <p>11 A. I don't remember the mention of</p> <p>12 wheelchair, but I knew that he was in the medical</p> <p>13 clinic.</p> <p>14 Q. All right. So do you know what time it</p> <p>15 was that you got to the medical clinic?</p> <p>16 A. I don't recall.</p> <p>17 Q. Does it make sense that it was sometime</p> <p>18 between 11:00 and 11:30 in the morning. Does</p> <p>19 that --</p> <p>20 A. If that's --</p> <p>21 Q. -- sound right?</p> <p>22 A. -- prior -- if that's right after it</p> <p>23 happened, then yes.</p> <p>24 Q. I think it happened around quarter to</p> <p>25 11:00 in the courtroom. That was when the event</p>
<p style="text-align: right;">Page 86</p> <p>1 Q. So you had a convers- -- I want to be sure</p> <p>2 I understand you.</p> <p>3 Before you saw Mr. Green, you had a</p> <p>4 conversation with Sheriff Burnette in which, among</p> <p>5 other things, he told you about what had happened in</p> <p>6 the courtroom?</p> <p>7 A. I had heard about it prior to that, yes.</p> <p>8 Q. Who did you hear about it from?</p> <p>9 A. Well, when the tones went off with the</p> <p>10 Code 3 --</p> <p>11 Q. And you -- were you already at work?</p> <p>12 A. I was at work -- I believe I was in my</p> <p>13 office. And normally when the codes go off, there's</p> <p>14 a cease movement so I would have made sure that I</p> <p>15 stayed in my office and not go anywhere.</p> <p>16 At some point I was contacted to come over</p> <p>17 to the clinic because of the nature of what</p> <p>18 happened. And the insinuation that there was</p> <p>19 obviously mentally -- a mentally ill individual that</p> <p>20 was involved in this situation.</p> <p>21 Q. So you went to the medical clinic office?</p> <p>22 A. I went to the medical clinic.</p> <p>23 Q. And when you got there -- well, who told</p> <p>24 you to go there or who asked you to go there?</p> <p>25 A. I don't remember.</p>	<p style="text-align: right;">Page 88</p> <p>1 occurred.</p> <p>2 A. Okay.</p> <p>3 Q. That's when the Code 3 was called.</p> <p>4 A. Okay.</p> <p>5 Q. So when you got into the clinic, was</p> <p>6 Mr. Green already there?</p> <p>7 A. Yes.</p> <p>8 Q. And was he in a wheelchair?</p> <p>9 A. I don't recall because there was so many</p> <p>10 people in the examination room and in the hallway of</p> <p>11 the medical clinic that I couldn't see below about</p> <p>12 his chest.</p> <p>13 Q. Well, if he wasn't in a wheelchair, given</p> <p>14 what you saw, what -- where might -- I'm trying to</p> <p>15 understand what the possibilities were other than a</p> <p>16 wheelchair.</p> <p>17 A. There's a couple of just four-legged</p> <p>18 chairs with a padded seat that are in each exam room</p> <p>19 that patients often are required to sit in while</p> <p>20 they're being checked on medically, and I had</p> <p>21 assumed that that's probably what he was sitting in.</p> <p>22 Q. Okay.</p> <p>23 A. But I couldn't tell.</p> <p>24 Q. How long did you stay in the medic --</p> <p>25 clinic area while Mr. Green was there?</p>

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<p style="text-align: right;">Page 89</p> <p>1 A. My approximation was probably 10 to 20 2 minutes perhaps. 3 Q. Okay. And did you assist in any way with 4 -- I know Ms. White sutured his head. 5 A. Uh-huh. 6 Q. So did you assist in any way with that 7 process? 8 A. No. 9 Q. Okay. Did you ever approach Mr. Green? 10 A. No. 11 Q. Did you ever get close enough to recognize 12 he was in a wheelchair? 13 A. No. 14 Q. What were you doing in the room? 15 A. They had asked me to come because of the 16 fact that it was a mentally ill individual. And I 17 perhaps assumed that they wanted me to talk to him, 18 but by the time I got to the clinic, there were so 19 many individuals, both security and medical, that it 20 wasn't appropriate for me to try to get in the mix. 21 So I asked some questions of the security sergeants 22 that were there, what had happened, and got some 23 information, and then kind of bowed out from the 24 situation to give them room to try to take care of 25 Mr. Green.</p>	<p style="text-align: right;">Page 91</p> <p>1 obviously trying to suture him and probably needed 2 the assistance of someone to hold his head still so 3 that she could not create further damage. I don't 4 remember who it was holding the head, though, if 5 there was that. 6 Q. Do you remember any discussion with any of 7 the sheriff's officers about whether or not 8 Mr. Green would be released? 9 A. Not at that time. 10 Q. Do you remember, was there -- did you have 11 any discussion before seeing Mr. Green at 2:30 about 12 whether or not he would be released? 13 A. No. 14 Q. Now, I saw a Corizon form here that 15 suggested that you went home because your wife 16 wasn't feeling well that afternoon. Is it -- am I 17 right about that? Here. Well, let me grab it for 18 you. 19 A. Okay. 20 (Deposition Exhibit No. 67 21 marked for identification) 22 BY MR. ROSENTHAL: 23 Q. I've marked it as Exhibit 67. 24 A. Okay. 25 Q. So what is this form?</p>
<p style="text-align: right;">Page 90</p> <p>1 Q. Do you remember which sheriff's officers 2 you spoke with? 3 A. I remember Guy Balcom was there. I 4 remember Don Burnette was there. I thought Darreyl 5 Davis, Sergeant Darreyl Davis at the time, was 6 there. I don't remember everybody else. 7 Q. Did any of the sheriff's officers you 8 talked to say anything to you about how Mr. Green 9 had said that he couldn't move? 10 A. Not at that point, no. 11 Q. Okay. So at that point all you knew was 12 that he had a head wound? 13 A. Yes. 14 Q. When you did look at Mr. Green -- 15 A. Uh-huh. 16 Q. -- was he moving any part of his body? 17 A. I remember him moving his head. 18 Q. Tell me what you remember. 19 A. I remember Kris White telling him to sit 20 still because she was trying to suture him up. And 21 I remember him moaning. I don't remember him 22 forming any words at the time. 23 Q. Do you remember anybody holding his head? 24 A. I remember Kris having a hold of his head 25 and maybe one of the deputies because she was</p>	<p style="text-align: right;">Page 92</p> <p>1 A. This is called a Workforce Central 2 Adjustment form. 3 Q. Whoa, whoa. You said that fast. 4 A. I know. Sorry. Workforce Central 5 Adjustment form so -- 6 Q. What does that mean, Workforce Central? 7 A. It's a fancy acronym for the time 8 management Corizon uses, which is a fingerprint 9 recognition software, which we have to use to check 10 in and out from work and for lunches. 11 Q. All right. Well, that kind of interests 12 me. Let me just stop you for a second. So I'm so 13 old fashioned, I remember punch cards and a time 14 clock. 15 A. Exactly. Sure. 16 Q. Does this take the place of the punch 17 cards and the time clock? 18 A. Yes. 19 Q. And so there's -- you use your actual 20 fingerprint to check in and check out? 21 A. Sure. You have to use an employee ID 22 number and then your fingerprint and it checks in 23 the time. 24 Q. So your employee ID number is up in the 25 upper right hand corner of 67?</p>

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1 Q. So had Mr. Green in your -- in his prior
2 times in the jail or in the medical records that you
3 had, had he ever feigned an ability to move or acted
4 catatonic, to your knowledge?
5 A. Not to my knowledge.
6 Q. So this was something new, as far as you
7 could tell?
8 A. Correct.
9 Q. And did you know that he had rammed his
10 head into the wall?
11 A. I did.
12 Q. All right. So did it -- did you wonder
13 whether perhaps he actually had a spinal injury?
14 A. I did.
15 Q. Did you talk to anybody about it after you
16 were done talking to Mr. Green?
17 A. I believe I went over to the medical
18 clinic. I don't remember who I spoke to.
19 Q. But tell me what happened when you went to
20 the medical clinic.
21 A. I -- I did hear that the conversation was
22 already in progress about getting him out to the
23 hospital, but I don't remember who that was coming
24 from. I don't remember if it was combination of the
25 HSA, Vicki Thomas, at the time, or if it was other

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1 medical staff, but I know he was the talk of the
2 clinic because of the severity of what had happened.
3 Q. Do you recall that Ms. White was in the
4 clinic when you went -- when you went to the clinic
5 after seeing Kelly Green or whether -- my question
6 is terrible here.
7 A. It's okay.
8 Q. It may be -- you told me you don't
9 remember who you spoke with.
10 A. Right.
11 Q. But I'm just wondering do you remember,
12 was Ms. White present when you had the conversation?
13 A. I don't remember if she was present.
14 **MR. ROSENTHAL:** Okay. You want to
15 change tape now?
16 (Recess: 11:37 to 11:45 a.m.)
17 **BY MR. ROSENTHAL:**
18 Q. I want to back up a second. When you got
19 called to the medical clinic, when they were doing
20 the stitches for Mr. Green, it was your
21 understanding that they wanted you there because he
22 had -- was it your understanding at that time that
23 he tried to injure himself?
24 A. Correct.
25 Q. And they wanted you there to do some kind

1 of evaluation?
2 A. I think they wanted me to stand by to kind
3 of find out what was going on that led to him
4 running his head into the wall.
5 Q. Okay. But apparently you didn't get the
6 opportunity to do that?
7 A. No.
8 Q. Did you ask -- was Ms. White in charge?
9 A. That was my understanding. I mean, she is
10 the prescriber, and the prescriber generally kind of
11 runs the clinic.
12 Q. So did you say anything to her before you
13 left like, you know, "When am I supposed to do
14 this?"
15 A. I decided that was not a good idea based
16 on the emergent nature of the medical care they were
17 trying to provide.
18 Q. So what was your plan when you left the
19 medical clinic area -- and it must have been
20 sometime between 11:00 and 11:30 because he got to
21 his cell at 11:37.
22 A. Uh-huh.
23 Q. So what was the plan as to when you were
24 going to see him?
25 A. Well, I do remember -- I do remember

1 staying there until after they took him over to his
2 cell.
3 Q. All right. So you were there when they
4 took him out of the medical clinic?
5 A. Uh-huh.
6 Q. Did you see him being taken out in the
7 wheelchair?
8 A. I don't remember if he was in a wheelchair
9 or if two deputies had him one under each arm.
10 Q. I assure you he was in a wheelchair.
11 A. Okay.
12 Q. We've got a video and we've got pictures
13 of it.
14 A. Okay. Sure. Like I said, my memory is
15 foggy from that far back, but, yes, I was there.
16 Q. So I'm handing you Exhibit 17, and we're
17 identifying the pages because there's a compression
18 number --
19 A. Okay.
20 Q. -- there. So on Compression 85, that's
21 when they were taking him out of the medical clinic.
22 A. Right.
23 Q. And then that's when they were taking him
24 into the jail cell.
25 A. Okay.

<p style="text-align: right;">Page 109</p> <p>1 Q. So does that refresh your recollection 2 about him being in a wheelchair? 3 A. Yes. 4 Q. Okay. And I'm going to show you a few 5 photos here. So this is -- Compression 121 is when 6 they were taking him into the medical clinic. 7 A. Okay. 8 Q. And then 94 is another angle taking him 9 into the medical clinic. 10 A. Okay. 11 Q. Then 85 is them taking him out of the 12 medical clinic. 13 A. Correct. 14 Q. So is that consistent with your memory, 15 now that I've refreshed your recollection, as to how 16 he appeared, that he was slumped over and dragging 17 his feet? 18 A. Yes. 19 Q. At the time when you saw this, did you 20 have any thought about, I wonder what's going on 21 with him? 22 A. Absolutely. 23 Q. So did you ask anybody about it? 24 A. As a mental health professional, I try to 25 stay out of the way when they're doing something</p>	<p style="text-align: right;">Page 111</p> <p>1 picture of the group. Well, these are all sheriff's 2 officers, aren't they? 3 A. Yeah. 4 Q. Maybe when we look at the video again we 5 can see. 6 A. Okay. 7 Q. But -- but I took Ms. White's deposition 8 yesterday, and my recollection is she said she 9 didn't go to the jail cell. 10 A. Okay. 11 Q. So she would have still been in the clinic 12 office. 13 A. Uh-huh. 14 Q. Did you go in at that point and talk to 15 her? 16 A. I don't remember. I remember going 17 towards the segregation cell kind of behind all the 18 deputies. And my anticipation was to try to talk to 19 Mr. Green once they had gotten him housed in the 20 segregation cell, but due to the fact that he had 21 defecated at some point along that process and they 22 had to remove his clothing and things, I decided to 23 remove myself from the situation. 24 And at that point I don't remember if I 25 went back to my office with the anticipation of</p>
<p style="text-align: right;">Page 110</p> <p>1 that's very medically necessary. I felt like the 2 medical part trumped any mental health piece at the 3 time. And so I tried to be there in whatever 4 capacity I could be, if there was a need, without 5 getting in the way. 6 Q. So were you concerned when you saw the way 7 he appeared in the wheelchair, that he might have 8 some neurological or spinal injury? 9 A. I did -- I was. 10 Q. And -- but you didn't talk about it with 11 anybody at the time -- at that time. Is that 12 correct? 13 A. Not at that time. 14 Q. All right. So then after Kelly was 15 wheeled out of the medical clinic, PA White was 16 still there. 17 A. Okay. 18 Q. And one or more of the other medical staff 19 was still there. Do you -- did you go in and talk 20 to them at that time? 21 A. I remember following the deputies, and I 22 thought there was at least one medical staff that 23 went over with Mr. Green and the deputies to the 24 segregation cell. 25 Q. I think that's right. I mean, there was a</p>	<p style="text-align: right;">Page 112</p> <p>1 going to talk to Kris or if I went into the clinic 2 at that point to talk. 3 Q. At some point before you went home to take 4 care of the family issue, did you talk to Ms. White? 5 A. I don't recall. 6 Q. All right. Do you recall whether 7 Mr. Green had a bowel movement while he was in the 8 clinic being stitched up? 9 A. I don't recall that. 10 Q. Do you recall any conversation in the 11 clinic area about him having had a bowel movement? 12 A. I thought that I remembered the discussion 13 about the bowel movement being as they were either 14 moving him from the clinic to the segregation cell 15 or after he got into the segregation cell. 16 Q. And what do you recall about that 17 conversation? 18 A. I just remember somebody saying that he 19 had either crapped or -- excuse my language -- shit 20 his pants. 21 Q. All right. Is that something that you'd 22 ever known him to do intentionally? 23 A. Not him in particular. We have had lots 24 of people that have gone to prison and intentionally 25 defecated themselves.</p>

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<p style="text-align: right;">Page 113</p> <p>1 Q. Right. But you don't recall him ever 2 doing this before. 3 A. No. 4 Q. All right. So in your own mind -- 5 A. Uh-huh. 6 Q. -- you knew he had run into a wall, you 7 knew he was rather limp looking on the wheelchair, 8 and then you heard that he'd had a bowel movement. 9 Were you thinking spinal cord injury? 10 A. Like I said, I'm not a medical 11 professional, but it did seem like it was high 12 potential for there to be that kind of injury. 13 Q. But if I understand you right, given your 14 workload and your work responsibilities, that's 15 something that was just in your mind. You didn't 16 talk to the medical people about that at that time. 17 A. Because everyone was so focused on it, 18 that I had assumed that, based on their training and 19 them being medical professionals, that they were 20 going to handle it. 21 Q. All right. So if 11:37 is the accurate 22 time that he got into his jail cell, then you were 23 probably back doing your other work by noon? 24 A. Probably, yes. 25 Q. Okay. And then sometime around 1:15 you</p>	<p style="text-align: right;">Page 115</p> <p>1 tab, is my recollection. 2 A. The intake screening -- receiving 3 screening is a medical document so it would have 4 been -- it's right here under H&P. 5 Q. Okay. So is that something that you would 6 have looked at that day? 7 A. Normally I don't look at that because the 8 only part of that that I get a copy of is the mental 9 health page, which as you can see is page No. 3. 10 This is the old version that we used to use. 11 Q. Right. So would you have looked at that 12 page 3? 13 A. I would have. 14 Q. Okay. So that's Exhibit 10. Is that 15 12/20/12, the one you're looking at it? 16 A. Yes. 17 Q. Okay. So then Exhibit 11 is dated 18 12/31/12 and it's a mental health progress note. 19 A. Correct. 20 Q. Is that in there? 21 A. Yes. 22 Q. And that's your exam. Right? 23 A. Yes. 24 Q. So -- and then Exhibit 12 is dated 25 January 3, 2013.</p>
<p style="text-align: right;">Page 114</p> <p>1 had to go home. 2 A. Correct. 3 Q. And you came back at two o'clock. 4 A. Uh-huh. 5 Q. Do you remember, did you do anything else 6 other than look at Mr. Green medical records before 7 going and talking to Sheriff Burnette? 8 A. I don't think so. Because I think I 9 remember that being kind of a primary focus of mine 10 to kind of follow up with Mr. Green. 11 Q. Okay. So we've already marked some of 12 these prior screens. 13 A. Sure. 14 Q. I've just got to find them here. 15 A. I know there's a copy in the chart. 16 Q. Yeah. No. But I wanted to use the ones 17 we've marked as exhibits. 18 A. Gotcha. 19 Q. So I'm going to hand you Exhibits 10, 11, 20 and 12. 21 A. Okay. 22 Q. And I'll give you the chart. And I want 23 to know, were 10, 11, and 12 available to you before 24 you went in to see Mr. Green on the 12th of 25 February. I think they're under the Mental Health</p>	<p style="text-align: right;">Page 116</p> <p>1 A. Uh-huh. 2 Q. And is that mental health progress note in 3 the chart? 4 A. Yes, it is. 5 Q. Down near the bottom of that assessment it 6 says (reading): Rule out psychotic disorder 7 comma, NOS. 8 A. Right. 9 Q. What does the NOS mean? 10 A. "Not otherwise specified." 11 Q. All right. So that's all information that 12 you had available to you and that you had actually 13 taken a glance at before you went to talk to 14 Burnette. 15 A. Correct. 16 Q. All right. So you go to talk to Burnette 17 and -- because I've skipped around a little bit -- 18 A. That's fine. 19 Q. I want to get this back in context. You 20 go to talk to Burnette, and Burnette tells you that 21 he hasn't moved? 22 A. I would assume that he had told me that. 23 I don't remember exactly. 24 Q. And did he tell you that there was some 25 concern on his part about his not moving?</p>

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<p style="text-align: right;">Page 117</p> <p>1 A. Uh-huh.</p> <p>2 Q. All right. So looking again at 58, which</p> <p>3 is your --</p> <p>4 A. Yes.</p> <p>5 Q. Now, this is a suicide watch status</p> <p>6 report. Why did you use that form?</p> <p>7 A. Because I believe after they had took him</p> <p>8 to the segregation cell, they wrote a red sheet,</p> <p>9 which is jargon that is specific to what the jail</p> <p>10 uses when someone is placed on a suicide watch and</p> <p>11 then, therefore, this is a Corizon form that I use</p> <p>12 when I go and assess people that are on a red sheet</p> <p>13 or a suicide watch within the jail.</p> <p>14 Q. And we had been working our way through</p> <p>15 this form. And I hadn't got yet to this box you</p> <p>16 checked "dysphoric mood"?</p> <p>17 A. Uh-huh.</p> <p>18 Q. What does that mean?</p> <p>19 A. Dysphoric is kind of another way of saying</p> <p>20 very depressed versus euphoric, something that is</p> <p>21 downtrodden, morose. I mean, I can figure out</p> <p>22 another way of saying that.</p> <p>23 Q. Okay. And then you -- in handwriting you</p> <p>24 wrote where it says Other Findings, and I can't read</p> <p>25 it.</p>	<p style="text-align: right;">Page 119</p> <p>1 A. Absolutely.</p> <p>2 Q. But it wasn't so overpowering that you</p> <p>3 couldn't do your job.</p> <p>4 A. I unfortunately have to do that every day.</p> <p>5 There's lots of folks that do those types of things.</p> <p>6 Q. All right. Did you ask him about that,</p> <p>7 about the bowel movement?</p> <p>8 A. He wasn't very forthcoming in information.</p> <p>9 It seemed like it was all he could do just to tell</p> <p>10 me the couple of things that I wrote down in the</p> <p>11 progress note there.</p> <p>12 Q. Do you recall that Mr. Green was naked?</p> <p>13 A. I do recall that.</p> <p>14 Q. Do you recall that that he was actually</p> <p>15 lying in his own feces?</p> <p>16 A. I don't recall that.</p> <p>17 Q. Do you recall putting a blanket on him?</p> <p>18 A. I do.</p> <p>19 Q. Did you -- was there -- did you have any</p> <p>20 conversation with him about the blanket, like, "Are</p> <p>21 you cold? Do you want me to put the blanket on</p> <p>22 you?"</p> <p>23 A. I asked him. I said, "Can you cover up</p> <p>24 please, Mr. Green?" And he said he couldn't move.</p> <p>25 And so I covered him so he wouldn't be cold.</p>
<p style="text-align: right;">Page 118</p> <p>1 A. "Unknown other symptoms." And this X is</p> <p>2 just --</p> <p>3 Q. Underneath that?</p> <p>4 A. "Impaired."</p> <p>5 Q. Impaired. When you left the room --</p> <p>6 A. Uh-huh.</p> <p>7 Q. How long did you talk to Mr. Green?</p> <p>8 A. I would -- I would say it was only maybe</p> <p>9 two or three minutes at most because there were --</p> <p>10 there was not a lot of content that he had to give</p> <p>11 me at the time. And I tried not to take up too much</p> <p>12 time of the deputies, especially when the door is</p> <p>13 open like that, which is not normal.</p> <p>14 Q. Did you go all the way up to his bedside</p> <p>15 and just sit down or -- I guess there's no chair.</p> <p>16 A. I stood. I stood next to his bed.</p> <p>17 Q. Went right up to his bed and chatted with</p> <p>18 him?</p> <p>19 A. Uh-huh. I may have knelt down to try to</p> <p>20 hear what he was saying because his voice was very</p> <p>21 low.</p> <p>22 Q. Could you -- could you -- was there an</p> <p>23 aroma of bowel movement in the room?</p> <p>24 A. Absolutely.</p> <p>25 Q. Noticed it the moment you walked in?</p>	<p style="text-align: right;">Page 120</p> <p>1 Q. All right. So when you -- when you left</p> <p>2 the jail cell --</p> <p>3 A. Uh-huh.</p> <p>4 Q. -- were you concerned that he had a spinal</p> <p>5 cord injury?</p> <p>6 A. I was concerned that he had some</p> <p>7 significant medical damage. I didn't know to what</p> <p>8 extent.</p> <p>9 Q. So what's the next thing that you did in</p> <p>10 relationship to Mr. Green?</p> <p>11 A. Like I said, I don't remember. I think I</p> <p>12 maybe went into the clinic and talked to somebody</p> <p>13 about it, but I don't remember who I talked to.</p> <p>14 Q. Okay. I don't want to mislead you, so I'm</p> <p>15 going to tell you something that you probably don't</p> <p>16 remember.</p> <p>17 A. That's fine.</p> <p>18 Q. When we listened to the tape, we made</p> <p>19 notes about what people said. And if we heard you</p> <p>20 correctly, we heard you say to Mr. Green, when he</p> <p>21 said he couldn't move -- we got this in quotes. I'm</p> <p>22 not promising you that we got it exactly right --</p> <p>23 A. That's fine.</p> <p>24 Q. -- but it was our best effort -- "I don't</p> <p>25 believe that you are completely paralyzed."</p>

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Corizon Health, Inc., et al.

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<p style="text-align: right;">Page 141</p> <p>1 Q. So does -- so would you agree with me that 2 that doesn't have anything to do with housing, has 3 to do with initial arrival? 4 A. It would appear so. 5 Q. Okay. And that's something, as you've 6 testified, was not occurring in February 2013 on a 7 mental health basis in the Lane County Jail? 8 A. Yeah. That's not a part of the process, 9 no. The Lane County sheriff's deputies do ask 10 initial assessment questions as soon as they are 11 brought in. 12 Q. Correct. But Corizon people don't. 13 A. No. 14 (Deposition Exhibit No. 73 15 marked for identification) 16 BY MR. ROSENTHAL: 17 Q. Okay. And have you seen Exhibit 73 18 before? 19 A. I'm sure I've seen it, yeah. 20 Q. And when we've talked about you seeing 21 this, how would -- what context would you see it in? 22 A. It would -- it would have been in the 23 context of probably going through a large stack of 24 these packets and trying to get as much of the 25 material out of it in the time that I had and doing</p>	<p style="text-align: right;">Page 143</p> <p>1 anything. 2 Q. Is there any kind of regular meeting that 3 you as a mental health professional have with other 4 mental health professionals at Corizon in other 5 facilities? 6 A. We have a once-a-month behavioral health 7 conference call that's on the -- I believe it's the 8 fourth Thursday of every month at 9:00 a.m. During 9 that call, it's a western region check-in where 10 everybody from the different facilities that Corizon 11 is contracted within those jails or prisons -- 12 somebody -- a representative from those facilities 13 will kind of check in about what's going on in their 14 site. And whoever is facilitating that conference 15 call will maybe bring up a theme that everyone can 16 kind of chime in around that's related to 17 corrections mental health. 18 Q. Does somebody from Tennessee run the 19 meeting? 20 A. Yes. 21 Q. And is there a particular person? 22 A. At the time it would have been Diane Wood. 23 Q. And are -- is there any record kept of 24 those monthly meetings, any minutes or anything? 25 A. Uh-huh. Yeah. I have -- I have all those</p>
<p style="text-align: right;">Page 142</p> <p>1 whatever follow-up assessment questions were 2 required to get the credit for the training, I would 3 imagine. 4 Q. Okay. So -- because you had earlier 5 mentioned that perhaps it was a PowerPoint. Is it 6 more accurate to say this was probably given to you 7 in paper form? 8 A. Yes, probably. 9 Q. And the expectation would have been from 10 the Corizon organization that you would read this 11 section and understand it? 12 A. Uh-huh. And then at the very end, you can 13 see there's a multiple choice, true or false section 14 of answers to the questions based on the readings 15 that everyone is required to sign. 16 Q. Okay. Prior to this lawsuit being filed, 17 did you have any knowledge of other litigation 18 against Corizon for providing inadequate medical 19 care? 20 A. I had heard lots of cases thrown around 21 insofar as those types of lawsuits, but I wasn't 22 aware of the differentiation between ones that were 23 prior to Corizon coming on that were against the 24 County and ones that maybe had to do with Corizon. 25 It wasn't a topic of conversation in the clinic or</p>	<p style="text-align: right;">Page 144</p> <p>1 in my email. 2 MR. ROSENTHAL: Would you please mark 3 that spot. 4 BY MR. ROSENTHAL: 5 Q. Is there a discussion at those meetings at 6 all about patients that are -- that have been 7 hospitalized that are Corizon -- that are patients 8 that were in the jail and who've been hospitalized? 9 A. Unfortunately, no one can use specific 10 names or examples in those meetings because they 11 have had nonCorizon colleagues that have been a part 12 of those conference calls. I did not know that 13 until I attempted to make some reference to a 14 Corizon policy or something in a meeting questioning 15 something, and I was told that there were people 16 that were nonCorizon employees that were the part of 17 those conversations. So it's never been something 18 that we've talked about specifics. 19 Q. Who that is a nonCorizon employee would be 20 a part of one of these calls? 21 A. I'm not exactly sure. I've been told that 22 they have invited psychiatrists perhaps from other 23 places in the region that may have some connection 24 with the jail system. I never really had that 25 defined clearly to me.</p>